

Xerox

TITLE XIV—STATE FISCAL
STABILIZATION FUND

EXHIBIT
DATE 2/13/09
HB 2

DEPARTMENT OF EDUCATION

STATE FISCAL STABILIZATION FUND

For necessary expenses for a State Fiscal Stabilization Fund, \$53,600,000,000, which shall be administered by the Department of Education.

GENERAL PROVISIONS—THIS TITLE

SEC. 14001. ALLOCATIONS.

(a) **OUTLYING AREAS.**—From the amount appropriated to carry out this title, the Secretary of Education shall first allocate up to one-half of 1 percent to the outlying areas on the basis of their respective needs, as determined by the Secretary, in consultation with the Secretary of the Interior, for activities consistent with this title under such terms and conditions as the Secretary may determine.

(b) **ADMINISTRATION AND OVERSIGHT.**—The Secretary may, in addition, reserve up to \$14,000,000 for administration and oversight of this title, including for program evaluation.

(c) **RESERVATION FOR ADDITIONAL PROGRAMS.**—After reserving funds under subsections (a) and (b), the Secretary shall reserve \$5,000,000,000 for grants under sections 14006 and 14007.

1 (d) STATE ALLOCATIONS.—After carrying out sub-
2 sections (a), (b), and (c), the Secretary shall allocate the
3 remaining funds made available to carry out this title to
4 the States as follows:

5 (1) 61 percent on the basis of their relative
6 population of individuals aged 5 through 24.

7 (2) 39 percent on the basis of their relative
8 total population.

9 (e) STATE GRANTS.—From funds allocated under
10 subsection (d), the Secretary shall make grants to the
11 Governor of each State.

12 (f) REALLOCATION.—The Governor shall return to
13 the Secretary any funds received under subsection (e) that
14 the Governor does not award as subgrants or otherwise
15 commit within two years of receiving such funds, and the
16 Secretary shall reallocate such funds to the remaining
17 States in accordance with subsection (d).

18 **SEC. 14002. STATE USES OF FUNDS.**

19 (a) EDUCATION FUND.—

20 (1) IN GENERAL.—For each fiscal year, the
21 Governor shall use ~~at least~~ 81.8 percent of the
22 State's allocation under section 14001(d) for the
23 support of elementary, secondary, and postsecondary
24 education and, as applicable, early childhood edu-
25 cation programs and services.

1 (2) RESTORING STATE SUPPORT FOR EDU-
2 CATION.—

3 (A) IN GENERAL.—The Governor shall
4 first use the funds described in paragraph (1)—

5 (i) to provide the amount of funds,
6 through the State's primary elementary
7 and secondary funding formulae, that is
8 needed—

9 (I) to restore, in each of fiscal
10 years 2009, 2010, and 2011, the level
11 of State support provided through
12 such formulae to the greater of the
13 fiscal year 2008 or fiscal year 2009
14 level; and

15 (II) where applicable, to allow ex-
16 isting State formulae increases to sup-
17 port elementary and secondary edu-
18 cation for fiscal years 2010 and 2011
19 to be implemented and allow funding
20 for phasing in State equity and ade-
21 quacy adjustments, if such increases
22 were enacted pursuant to State law
23 prior to October 1, 2008.

24 (ii) to provide, in each of fiscal years
25 2009, 2010, and 2011, the amount of

1 funds to public institutions of higher edu-
2 cation in the State that is needed to re-
3 store State support for such institutions
4 (excluding tuition and fees paid by stu-
5 dents) to the greater of the fiscal year
6 2008 or fiscal year 2009 level.

7 (B) SHORTFALL.—If the Governor deter-
8 mines that the amount of funds available under
9 paragraph (1) is insufficient to support, in each
10 of fiscal years 2009, 2010, and 2011, public el-
11 elementary, secondary, and higher education at
12 the levels described in clauses (i) and (ii) of
13 subparagraph (A), the Governor shall allocate
14 those funds between those clauses in proportion
15 to the relative shortfall in State support for the
16 education sectors described in those clauses.

17 (C) FISCAL YEAR.—For purposes of this
18 paragraph, the term “fiscal year” shall have the
19 meaning given such term under State law.

20 (3) SUBGRANTS TO IMPROVE BASIC PROGRAMS
21 OPERATED BY LOCAL EDUCATIONAL AGENCIES.—
22 After carrying out paragraph (2), the Governor shall
23 use any funds remaining under paragraph (1) to
24 provide local educational agencies in the State with
25 subgrants based on their relative shares of funding

1 under part A of title I of the Elementary and Sec-
2 ondary Education Act of 1965 (20 U.S.C. 6311 et
3 seq.) for the most recent year for which data are
4 available.

5 (b) OTHER GOVERNMENT SERVICES.—

6 (1) IN GENERAL.—The Governor ~~may use up to~~ ^{shall}
7 18.2 percent of the State's allocation under section
8 14001 for public safety and other government serv-
9 ices, which may include assistance for elementary
10 and secondary education and public institutions of
11 higher education ^{and for modernization, renovation,}
12 or repair of public school facilities and ~~public~~ institu-
13 tions of higher education facilities, including mod-
14 ernization, renovation, and repairs that are con-
15 sistent with a recognized green building rating sys-
16 tem.

17 (2) AVAILABILITY TO ALL INSTITUTIONS OF
18 HIGHER EDUCATION.—A Governor shall not consider
19 the type or mission of an institution of higher edu-
20 cation, and shall consider any institution for funding
21 for modernization, renovation, and repairs within the
22 State that—

23 (A) qualifies as an institution of higher
24 education, as defined in subsection 14013(3);
25 and

1 (B) continues to be eligible to participate
2 in the programs under title IV of the Higher
3 Education Act of 1965.

4 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
5 tion shall allow a local educational agency to engage in
6 school modernization, renovation, or repair that is incon-
7 sistent with State law.

8 **SEC. 14003. USES OF FUNDS BY LOCAL EDUCATIONAL**
9 **AGENCIES.**

10 (a) IN GENERAL.—A local educational agency that
11 receives funds under this title may use the funds for any
12 activity authorized by the Elementary and Secondary Edu-
13 cation Act of 1965 (20 U.S.C. 6301 et seq.) (“ESEA”),
14 the Individuals with Disabilities Education Act (20 U.S.C.
15 1400 et seq.) (“IDEA”), the Adult and Family Literacy
16 Act (20 U.S.C. 1400 et seq.), or the Carl D. Perkins Ca-
17 reer and Technical Education Act of 2006 (20 U.S.C. *for*
18 2301 et seq.) (“the Perkins Act”) or ~~modernization, ren-~~
19 ~~ovation, or repair of public school facilities and public in-~~
20 ~~stitutions of higher education facilities,~~ including mod-
21 ernization, renovation, and repairs that are consistent with
22 a recognized green building rating system.

23 (b) PROHIBITION.—A local educational agency may
24 not use funds received under this title for—

25 (1) payment of maintenance costs;

1 (2) stadiums or other facilities primarily used
2 for athletic contests or exhibitions or other events
3 for which admission is charged to the general public;

4 (3) purchase or upgrade of vehicles; or

5 (4) improvement of stand-alone facilities whose
6 purpose is not the education of children, including
7 central office administration or operations or
8 logistical support facilities.

9 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
10 tion shall allow a local educational agency to engage in
11 school modernization, renovation, or repair that is incon-
12 sistent with State law.

13 **SEC. 14004. USES OF FUNDS BY INSTITUTIONS OF HIGHER**
14 **EDUCATION.**

15 (a) IN GENERAL.—A public institution of higher edu-
16 cation that receives funds under this title shall use the
17 funds for education and general expenditures, and in such
18 a way as to mitigate the need to raise tuition and fees *for*
19 for in-State students, or modernization, renovation, or re-
20 pair of institution of higher education facilities that are
21 primarily used for instruction, research, or student hous-
22 ing, including modernization, renovation, and repairs that
23 are consistent with a recognized green building rating sys-
24 tem.

1 (b) PROHIBITION.—An institution of higher edu-
2 cation may not use funds received under this title to in-
3 crease its endowment.

4 (c) ADDITIONAL PROHIBITION.—No funds awarded
5 under this title may be used for—

6 (1) the maintenance of systems, equipment, or
7 facilities;

8 (2) modernization, renovation, or repair of sta-
9 diums or other facilities primarily used for athletic
10 contests or exhibitions or other events for which ad-
11 mission is charged to the general public; or

12 (3) modernization, renovation, or repair of fa-
13 cilities—

14 (A) used for sectarian instruction or reli-
15 gious worship; or

16 (B) in which a substantial portion of the
17 functions of the facilities are subsumed in a re-
18 ligious mission.

19 **SEC. 14005. STATE APPLICATIONS.**

20 (a) IN GENERAL.—The Governor of a State desiring
21 to receive an allocation under section 14001 shall submit
22 an application at such time, in such manner, and con-
23 taining such information as the Secretary may reasonably
24 require.

1 (b) APPLICATION.—In such application, the Governor
2 shall—

3 (1) include the assurances described in sub-
4 section (d);

5 (2) provide baseline data that demonstrates the
6 State's current status in each of the areas described
7 in such assurances; and

8 (3) describe how the State intends to use its al-
9 location, including whether the State will use such
10 allocation to meet maintenance of effort require-
11 ments under the ESEA and IDEA and, in such
12 cases, what amount will be used to meet such re-
13 quirements.

14 (c) INCENTIVE GRANT APPLICATION.—The Governor
15 of a State seeking a grant under section 14006 shall—

16 (1) submit an application for consideration;

17 (2) describe the status of the State's progress
18 in each of the areas described in subsection (d), and
19 the strategies the State is employing to help ensure
20 that students in the subgroups described in section
21 1111(b)(2)(C)(v)(II) of the ESEA (20 U.S.C.
22 6311(b)(2)(C)(v)(II)) who have not met the State's
23 proficiency targets continue making progress toward
24 meeting the State's student academic achievement
25 standards;

1 (3) describe the achievement and graduation
2 rates (as described in section 1111(b)(2)(C)(vi) of
3 the ESEA (20 U.S.C. 6311(b)(2)(C)(vi)) and as
4 clarified in section 200.19(b)(1) of title 34, Code of
5 Federal Regulations) of public elementary and sec-
6 ondary school students in the State, and the strate-
7 gies the State is employing to help ensure that all
8 subgroups of students identified in section
9 1111(b)(2) of the ESEA (20 U.S.C. 6311(b)(2)) in
10 the State continue making progress toward meeting
11 the State's student academic achievement standards;

12 (4) describe how the State would use its grant
13 funding to improve student academic achievement in
14 the State, including how it will allocate the funds to
15 give priority to high-need local educational agencies;
16 and

17 (5) include a plan for evaluating the State's
18 progress in closing achievement gaps.

19 (d) ASSURANCES.—An application under subsection
20 (b) shall include the following assurances:

21 (1) MAINTENANCE OF EFFORT.—

22 (A) ELEMENTARY AND SECONDARY EDU-
23 CATION.—The State will, in each of fiscal years
24 2009, 2010, and 2011, maintain State support

1 for elementary and secondary education at least
2 at the level of such support in fiscal year 2006.

3 (B) HIGHER EDUCATION.—The State will,
4 in each of fiscal years 2009, 2010, and 2011,
5 maintain State support for public institutions of
6 higher education (not including support for cap-
7 ital projects or for research and development or
8 tuition and fees paid by students) at least at
9 the level of such support in fiscal year 2006.

10 (2) ACHIEVING EQUITY IN TEACHER DISTRIBUTION.—The State will take actions to improve teach-
11 er effectiveness and comply with section
12 1111(b)(8)(C) of the ESEA (20 U.S.C.
13 6311(b)(8)(C)) in order to address inequities in the
14 distribution of highly qualified teachers between
15 high- and low-poverty schools, and to ensure that
16 low-income and minority children are not taught at
17 higher rates than other children by inexperienced,
18 unqualified, or out-of-field teachers.

19 (3) IMPROVING COLLECTION AND USE OF
20 DATA.—The State will establish a longitudinal data
21 system that includes the elements described in sec-
22 tion 6401(e)(2)(D) of the America COMPETES Act
23 (20 U.S.C. 9871).
24

1 (4) STANDARDS AND ASSESSMENTS.—The
2 State—

3 (A) will enhance the quality of the aca-
4 demic assessments it administers pursuant to
5 section 1111(b)(3) of the ESEA (20 U.S.C.
6 6311(b)(3)) through activities such as those de-
7 scribed in section 6112(a) of such Act (20
8 U.S.C. 7301a(a));

9 (B) will comply with the requirements of
10 paragraphs (3)(C)(ix) and (6) of section
11 1111(b) of the ESEA (20 U.S.C. 6311(b)) and
12 section 612(a)(16) of the IDEA (20 U.S.C.
13 1412(a)(16)) related to the inclusion of children
14 with disabilities and limited English proficient
15 students in State assessments, the development
16 of valid and reliable assessments for those stu-
17 dents, and the provision of accommodations
18 that enable their participation in State assess-
19 ments; and

20 (C) will take steps to improve State aca-
21 demic content standards and student academic
22 achievement standards consistent with section
23 6401(e)(1)(9)(A)(ii) of the America COM-
24 PETES Act.

1 (5) SUPPORTING STRUGGLING SCHOOLS.—The
2 State will ensure compliance with the requirements
3 of section 1116(a)(7)(C)(iv) and section
4 1116(a)(8)(B) of the ESEA with respect to schools
5 identified under such sections.

6 **SEC. 14006. STATE INCENTIVE GRANTS.**

7 (a) IN GENERAL.—

8 (1) RESERVATION.—From the total amount re-
9 served under section 14001(c) that is not used for
10 section 14007, the Secretary may reserve up to 1
11 percent for technical assistance to States to assist
12 them in meeting the objectives of paragraphs (2),
13 (3), (4), and (5) of section 14005(d).

14 (2) REMAINDER.—Of the remaining funds, the
15 Secretary shall, in fiscal year 2010, make grants to
16 States that have made significant progress in meet-
17 ing the objectives of paragraphs (2), (3), (4), and
18 (5) of section 14005(d).

19 (b) BASIS FOR GRANTS.—The Secretary shall deter-
20 mine which States receive grants under this section, and
21 the amount of those grants, on the basis of information
22 provided in State applications under section 14005 and
23 such other criteria as the Secretary determines appro-
24 priate, which may include a State's need for assistance

1 to help meet the objective of paragraphs (2), (3), (4), and
2 (5) of section 14005(d).

3 (c) SUBGRANTS TO LOCAL EDUCATIONAL AGEN-
4 CIES.—Each State receiving a grant under this section
5 shall use at least 50 percent of the grant to provide local
6 educational agencies in the State with subgrants based on
7 their relative shares of funding under part A of title I of
8 the ESEA (20 U.S.C. 6311 et seq.) for the most recent
9 year.

10 **SEC. 14007. INNOVATION FUND.**

11 (a) IN GENERAL.—

12 (1) ELIGIBLE ENTITIES.—For the purposes of
13 this section, the term “eligible entity” means—

14 (A) a local educational agency; or

15 (B) a partnership between a nonprofit or-
16 ganization and—

17 (i) one or more local educational agen-
18 cies; or

19 (ii) a consortium of schools.

20 (2) PROGRAM ESTABLISHED.—From the total
21 amount reserved under section 14001(c), the Sec-
22 retary may reserve up to \$650,000,000 to establish
23 an Innovation Fund, which shall consist of academic
24 achievement awards that recognize eligible entities

1 that meet the requirements described in subsection
2 (b).

3 (3) BASIS FOR AWARDS.—The Secretary shall
4 make awards to eligible entities that have made sig-
5 nificant gains in closing the achievement gap as de-
6 scribed in subsection (b)(1)—

7 (A) to allow such eligible entities to expand
8 their work and serve as models for best prac-
9 tices;

10 (B) to allow such eligible entities to work
11 in partnership with the private sector and the
12 philanthropic community; and

13 (C) to identify and document best practices
14 that can be shared, and taken to scale based on
15 demonstrated success.

16 (b) ELIGIBILITY.—To be eligible for such an award,
17 an eligible entity shall—

18 (1) have significantly closed the achievement
19 gaps between groups of students described in section
20 1111(b)(2) of the ESEA (20 U.S.C. 6311(b)(2));

21 (2) have exceeded the State's annual measur-
22 able objectives consistent with such section
23 1111(b)(2) for 2 or more consecutive years or have
24 demonstrated success in significantly increasing stu-
25 dent academic achievement for all groups of stu-

1 dents described in such section through another
2 measure, such as measures described in section
3 1111(c)(2) of the ESEA;

4 (3) have made significant improvement in other
5 areas, such as graduation rates or increased recruit-
6 ment and placement of high-quality teachers and
7 school leaders, as demonstrated with meaningful
8 data; and

9 (4) demonstrate that they have established
10 partnerships with the private sector, which may in-
11 clude philanthropic organizations, and that the pri-
12 vate sector will provide matching funds in order to
13 help bring results to scale.

14 (c) SPECIAL RULE.—In the case of an eligible entity
15 that includes a nonprofit organization, the eligible entity
16 shall be considered to have met the eligibility requirements
17 of paragraphs (1), (2), (3) of subsection (b) if such non-
18 profit organization has a record of meeting such require-
19 ments.

20 **SEC. 14008. STATE REPORTS.**

21 For each year of the program under this title, a State
22 receiving funds under this title shall submit a report to
23 the Secretary, at such time and in such manner as the
24 Secretary may require, that describes—

1 (1) the uses of funds provided under this title
2 within the State;

3 (2) how the State distributed the funds it re-
4 ceived under this title;

5 (3) the number of jobs that the Governor esti-
6 mates were saved or created with funds the State re-
7 ceived under this title;

8 (4) tax increases that the Governor estimates
9 were averted because of the availability of funds
10 from this title;

11 (5) the State's progress in reducing inequities
12 in the distribution of highly qualified teachers, in
13 implementing a State longitudinal data system, and
14 in developing and implementing valid and reliable
15 assessments for limited English proficient students
16 and children with disabilities;

17 (6) the tuition and fee increases for in-State
18 students imposed by public institutions of higher
19 education in the State during the period of avail-
20 ability of funds under this title, and a description of
21 any actions taken by the State to limit those in-
22 creases;

23 (7) the extent to which public institutions of
24 higher education maintained, increased, or decreased
25 enrollment of in-State students, including students

1 eligible for Pell Grants or other need-based financial
2 assistance; and

3 (8) a description of each modernization, renova-
4 tion and repair project funded, which shall include
5 the amounts awarded and project costs.

6 **SEC. 14009. EVALUATION.**

7 The Comptroller General of the United States shall
8 conduct evaluations of the programs under sections 14006
9 and 14007 which shall include, but not be limited to, the
10 criteria used for the awards made, the States selected for
11 awards, award amounts, how each State used the award
12 received, and the impact of this funding on the progress
13 made toward closing achievement gaps.

14 **SEC. 14010. SECRETARY'S REPORT TO CONGRESS.**

15 The Secretary shall submit a report to the Committee
16 on Education and Labor of the House of Representatives,
17 the Committee on Health, Education, Labor, and Pen-
18 sions of the Senate, and the Committees on Appropria-
19 tions of the House of Representatives and of the Senate,
20 not less than 6 months following the submission of State
21 reports, that evaluates the information provided in the
22 State reports under section 14008 and the information re-
23 quired by section 14005(b)(3) including State-by-State in-
24 formation.

1 **SEC. 14011. PROHIBITION ON PROVISION OF CERTAIN AS-**
2 **SISTANCE.**

3 No recipient of funds under this title shall use such
4 funds to provide financial assistance to students to attend
5 private elementary or secondary schools.

6 **SEC. 14012. FISCAL RELIEF.**

7 (a) **IN GENERAL.**—For the purpose of relieving fiscal
8 burdens on States and local educational agencies that have
9 experienced a precipitous decline in financial resources,
10 the Secretary of Education may waive or modify any re-
11 quirement of this title relating to maintaining fiscal effort.

12 (b) **DURATION.**—A waiver or modification under this
13 section shall be for any of fiscal year 2009, fiscal year
14 2010, or fiscal year 2011, as determined by the Secretary.

15 (c) **CRITERIA.**—The Secretary shall not grant a waiv-
16 er or modification under this section unless the Secretary
17 determines that the State or local educational agency re-
18 ceiving such waiver or modification will not provide for
19 elementary and secondary education, for the fiscal year
20 under consideration, a smaller percentage of the total rev-
21 enues available to the State or local education agency than (a)
22 the amount provided for such purpose in the preceding
23 fiscal year.

24 (d) **MAINTENANCE OF EFFORT.**—Upon prior ap-
25 proval from the Secretary, a State or local educational
26 agency that receives funds under this title may treat any

1 portion of such funds that is used for elementary, sec-
2 ondary, or postsecondary education as non-Federal funds
3 for the purpose of any requirement to maintain fiscal ef-
4 fort under any other program, including part C of the In-
5 dividuals with Disabilities Education Act (20 U.S.C. 1431
6 et seq.), administered by the Secretary.

7 (e) SUBSEQUENT LEVEL OF EFFORT.—Notwith-
8 standing (d), the level of effort required by a State or local
9 educational agency for the following fiscal year shall not
10 be reduced.

11 **SEC. 14013. DEFINITIONS.**

12 Except as otherwise provided in this title, as used in
13 this title—

14 (1) the terms “elementary education” and “sec-
15 ondary education” have the meaning given such
16 terms under State law;

17 (2) the term “high-need local educational agen-
18 cy” means a local educational agency—

19 (A) that serves not fewer than 10,000 chil-
20 dren from families with incomes below the pov-
21 erty line; or

22 (B) for which not less than 20 percent of
23 the children served by the agency are from fam-
24 ilies with incomes below the poverty line;

1 (3) the term "institution of higher education"
2 has the meaning given such term in section 101 of
3 the Higher Education Act of 1965 (20 U.S.C.
4 1001);

5 (4) the term "Secretary" means the Secretary
6 of Education;

7 (5) the term "State" means each of the 50
8 States, the District of Columbia, and the Common-
9 wealth of Puerto Rico; and

10 (6) any other term used that is defined in sec-
11 tion 9101 of the ESEA (20 U.S.C. 7801) shall have
12 the meaning given the term in such section.

1 **TITLE XV—ACCOUNTABILITY**
2 **AND TRANSPARENCY**

3 **SEC. 1501. DEFINITIONS.**

4 In this title:

5 (1) AGENCY.—The term “agency” has the
6 meaning given under section 551 of title 5, United
7 States Code.

8 (2) BOARD.—The term “Board” means the Re-
9 covery Accountability and Transparency Board es-
10 tablished in section 1521.

11 (3) CHAIRPERSON.—The term “Chairperson”
12 means the Chairperson of the Board.

13 (4) COVERED FUNDS.—The term “covered
14 funds” means any funds that are expended or obli-
15 gated from appropriations made under this Act.

16 (5) PANEL.—The term “Panel” means the Re-
17 covery Independent Advisory Panel established in
18 section 1541.

19 **Subtitle A—Transparency and**
20 **Oversight Requirements**

21 **SEC. 1511. CERTIFICATIONS.**

22 With respect to covered funds made available to State
23 or local governments for infrastructure investments, the
24 Governor, mayor, or other chief executive, as appropriate,
25 shall certify that the infrastructure investment has re-

Xerox

TITLE XIV—STATE FISCAL
STABILIZATION FUND

EXHIBIT 1
DATE 2/13/09
HB 2

DEPARTMENT OF EDUCATION

STATE FISCAL STABILIZATION FUND

For necessary expenses for a State Fiscal Stabilization Fund, \$53,600,000,000, which shall be administered by the Department of Education.

GENERAL PROVISIONS—THIS TITLE

SEC. 14001. ALLOCATIONS.

(a) OUTLYING AREAS.—From the amount appropriated to carry out this title, the Secretary of Education shall first allocate up to one-half of 1 percent to the outlying areas on the basis of their respective needs, as determined by the Secretary, in consultation with the Secretary of the Interior, for activities consistent with this title under such terms and conditions as the Secretary may determine.

(b) ADMINISTRATION AND OVERSIGHT.—The Secretary may, in addition, reserve up to \$14,000,000 for administration and oversight of this title, including for program evaluation.

(c) RESERVATION FOR ADDITIONAL PROGRAMS.—After reserving funds under subsections (a) and (b), the Secretary shall reserve \$5,000,000,000 for grants under sections 14006 and 14007.

1 (d) STATE ALLOCATIONS.—After carrying out sub-
2 sections (a), (b), and (c), the Secretary shall allocate the
3 remaining funds made available to carry out this title to
4 the States as follows:

5 (1) 61 percent on the basis of their relative
6 population of individuals aged 5 through 24.

7 (2) 39 percent on the basis of their relative
8 total population.

9 (e) STATE GRANTS.—From funds allocated under
10 subsection (d), the Secretary shall make grants to the
11 Governor of each State.

12 (f) REALLOCATION.—The Governor shall return to
13 the Secretary any funds received under subsection (e) that
14 the Governor does not award as subgrants or otherwise
15 commit within two years of receiving such funds, and the
16 Secretary shall reallocate such funds to the remaining
17 States in accordance with subsection (d).

18 **SEC. 14002. STATE USES OF FUNDS.**

19 (a) EDUCATION FUND.—

20 (1) IN GENERAL.—For each fiscal year, the
21 Governor shall use ~~at least~~ 81.8 percent of the
22 State's allocation under section 14001(d) for the
23 support of elementary, secondary, and postsecondary
24 education and, as applicable, early childhood edu-
25 cation programs and services.

(ii) to provide, in each of fiscal years 2009, 2010, and 2011, the amount of

1 funds to public institutions of higher edu-
2 cation in the State that is needed to re-
3 store State support for such institutions
4 (excluding tuition and fees paid by stu-
5 dents) to the greater of the fiscal year
6 2008 or fiscal year 2009 level.

7 (B) SHORTFALL.—If the Governor deter-
8 mines that the amount of funds available under
9 paragraph (1) is insufficient to support, in each
10 of fiscal years 2009, 2010, and 2011, public el-
11 ementary, secondary, and higher education at
12 the levels described in clauses (i) and (ii) of
13 subparagraph (A), the Governor shall allocate
14 those funds between those clauses in proportion
15 to the relative shortfall in State support for the
16 education sectors described in those clauses.

17 (C) FISCAL YEAR.—For purposes of this
18 paragraph, the term “fiscal year” shall have the
19 meaning given such term under State law.

20 (3) SUBGRANTS TO IMPROVE BASIC PROGRAMS
21 OPERATED BY LOCAL EDUCATIONAL AGENCIES.—
22 After carrying out paragraph (2), the Governor shall
23 use any funds remaining under paragraph (1) to
24 provide local educational agencies in the State with
25 subgrants based on their relative shares of funding

1 under part A of title I of the Elementary and Sec-
2 ondary Education Act of 1965 (20 U.S.C. 6311 et
3 seq.) for the most recent year for which data are
4 available.

5 (b) OTHER GOVERNMENT SERVICES.—

6 (1) IN GENERAL.—The Governor ~~may use up to~~ ^{shall}
7 18.2 percent of the State's allocation under section
8 14001 for public safety and other government serv-
9 ices, which may include assistance for elementary
10 and secondary education and public institutions of
11 higher education ^{and for modernization, renovation,}
12 or repair of public school facilities and ~~public~~ institu-
13 tions of higher education facilities, including mod-
14 ernization, renovation, and repairs that are con-
15 sistent with a recognized green building rating sys-
16 tem.

17 (2) AVAILABILITY TO ALL INSTITUTIONS OF
18 HIGHER EDUCATION.—A Governor shall not consider
19 the type or mission of an institution of higher edu-
20 cation, and shall consider any institution for funding
21 for modernization, renovation, and repairs within the
22 State that—

23 (A) qualifies as an institution of higher
24 education, as defined in subsection 14013(3);
25 and

1 (B) continues to be eligible to participate
2 in the programs under title IV of the Higher
3 Education Act of 1965.

4 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
5 tion shall allow a local educational agency to engage in
6 school modernization, renovation, or repair that is incon-
7 sistent with State law.

8 **SEC. 14003. USES OF FUNDS BY LOCAL EDUCATIONAL**
9 **AGENCIES.**

10 (a) IN GENERAL.—A local educational agency that
11 receives funds under this title may use the funds for any
12 activity authorized by the Elementary and Secondary Edu-
13 cation Act of 1965 (20 U.S.C. 6301 et seq.) (“ESEA”),
14 the Individuals with Disabilities Education Act (20 U.S.C.
15 1400 et seq.) (“IDEA”), the Adult and Family Literacy
16 Act (20 U.S.C. 1400 et seq.), or the Carl D. Perkins Ca-
17 reer and Technical Education Act of 2006 (20 U.S.C. *for*
18 2301 et seq.) (“the Perkins Act”) or ~~modernization, ren-~~
19 ~~ovation, or repair of public school facilities and public in-~~
20 ~~stitutions of higher education facilities, including mod-~~
21 ~~ernization, renovation, and repairs that are consistent with~~
22 a recognized green building rating system.

23 (b) PROHIBITION.—A local educational agency may
24 not use funds received under this title for—

25 (1) payment of maintenance costs;

1 (2) stadiums or other facilities primarily used
2 for athletic contests or exhibitions or other events
3 for which admission is charged to the general public;

4 (3) purchase or upgrade of vehicles; or

5 (4) improvement of stand-alone facilities whose
6 purpose is not the education of children, including
7 central office administration or operations or
8 logistical support facilities.

9 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
10 tion shall allow a local educational agency to engage in
11 school modernization, renovation, or repair that is incon-
12 sistent with State law.

13 **SEC. 14004. USES OF FUNDS BY INSTITUTIONS OF HIGHER**
14 **EDUCATION.**

15 (a) IN GENERAL.—A public institution of higher edu-
16 cation that receives funds under this title shall use the
17 funds for education and general expenditures, and in such
18 a way as to mitigate the need to raise tuition and fees
19 for in-State students, or modernization, renovation, or re- for
20 pair of institution of higher education facilities that are
21 primarily used for instruction, research, or student hous-
22 ing, including modernization, renovation, and repairs that
23 are consistent with a recognized green building rating sys-
24 tem.

1 (b) PROHIBITION.—An institution of higher edu-
2 cation may not use funds received under this title to in-
3 crease its endowment.

4 (c) ADDITIONAL PROHIBITION.—No funds awarded
5 under this title may be used for—

6 (1) the maintenance of systems, equipment, or
7 facilities;

8 (2) modernization, renovation, or repair of sta-
9 diums or other facilities primarily used for athletic
10 contests or exhibitions or other events for which ad-
11 mission is charged to the general public; or

12 (3) modernization, renovation, or repair of fa-
13 cilities—

14 (A) used for sectarian instruction or reli-
15 gious worship; or

16 (B) in which a substantial portion of the
17 functions of the facilities are subsumed in a re-
18 ligious mission.

19 **SEC. 14005. STATE APPLICATIONS.**

20 (a) IN GENERAL.—The Governor of a State desiring
21 to receive an allocation under section 14001 shall submit
22 an application at such time, in such manner, and con-
23 taining such information as the Secretary may reasonably
24 require.

1 (b) APPLICATION.—In such application, the Governor
2 shall—

3 (1) include the assurances described in sub-
4 section (d);

5 (2) provide baseline data that demonstrates the
6 State's current status in each of the areas described
7 in such assurances; and

8 (3) describe how the State intends to use its al-
9 location, including whether the State will use such
10 allocation to meet maintenance of effort require-
11 ments under the ESEA and IDEA and, in such
12 cases, what amount will be used to meet such re-
13 quirements.

14 (c) INCENTIVE GRANT APPLICATION.—The Governor
15 of a State seeking a grant under section 14006 shall—

16 (1) submit an application for consideration;

17 (2) describe the status of the State's progress
18 in each of the areas described in subsection (d), and
19 the strategies the State is employing to help ensure
20 that students in the subgroups described in section
21 1111(b)(2)(C)(v)(II) of the ESEA (20 U.S.C.
22 6311(b)(2)(C)(v)(II)) who have not met the State's
23 proficiency targets continue making progress toward
24 meeting the State's student academic achievement
25 standards;

1 (3) describe the achievement and graduation
2 rates (as described in section 1111(b)(2)(C)(vi) of
3 the ESEA (20 U.S.C. 6311(b)(2)(C)(vi)) and as
4 clarified in section 200.19(b)(1) of title 34, Code of
5 Federal Regulations) of public elementary and sec-
6 ondary school students in the State, and the strate-
7 gies the State is employing to help ensure that all
8 subgroups of students identified in section
9 1111(b)(2) of the ESEA (20 U.S.C. 6311(b)(2)) in
10 the State continue making progress toward meeting
11 the State's student academic achievement standards;

12 (4) describe how the State would use its grant
13 funding to improve student academic achievement in
14 the State, including how it will allocate the funds to
15 give priority to high-need local educational agencies;
16 and

17 (5) include a plan for evaluating the State's
18 progress in closing achievement gaps.

19 (d) ASSURANCES.—An application under subsection
20 (b) shall include the following assurances:

21 (1) MAINTENANCE OF EFFORT.—

22 (A) ELEMENTARY AND SECONDARY EDU-
23 CATION.—The State will, in each of fiscal years
24 2009, 2010, and 2011, maintain State support

1 for elementary and secondary education at least
2 at the level of such support in fiscal year 2006.

3 (B) HIGHER EDUCATION.—The State will,
4 in each of fiscal years 2009, 2010, and 2011,
5 maintain State support for public institutions of
6 higher education (not including support for cap-
7 ital projects or for research and development or
8 tuition and fees paid by students) at least at
9 the level of such support in fiscal year 2006.

10 (2) ACHIEVING EQUITY IN TEACHER DISTRIBU-
11 TION.—The State will take actions to improve teach-
12 er effectiveness and comply with section
13 1111(b)(8)(C) of the ESEA (20 U.S.C.
14 6311(b)(8)(C)) in order to address inequities in the
15 distribution of highly qualified teachers between
16 high- and low-poverty schools, and to ensure that
17 low-income and minority children are not taught at
18 higher rates than other children by inexperienced,
19 unqualified, or out-of-field teachers.

20 (3) IMPROVING COLLECTION AND USE OF
21 DATA.—The State will establish a longitudinal data
22 system that includes the elements described in sec-
23 tion 6401(e)(2)(D) of the America COMPETES Act
24 (20 U.S.C. 9871).

1 (4) STANDARDS AND ASSESSMENTS.—The
2 State—

3 (A) will enhance the quality of the aca-
4 demic assessments it administers pursuant to
5 section 1111(b)(3) of the ESEA (20 U.S.C.
6 6311(b)(3)) through activities such as those de-
7 scribed in section 6112(a) of such Act (20
8 U.S.C. 7301a(a));

9 (B) will comply with the requirements of
10 paragraphs (3)(C)(ix) and (6) of section
11 1111(b) of the ESEA (20 U.S.C. 6311(b)) and
12 section 612(a)(16) of the IDEA (20 U.S.C.
13 1412(a)(16)) related to the inclusion of children
14 with disabilities and limited English proficient
15 students in State assessments, the development
16 of valid and reliable assessments for those stu-
17 dents, and the provision of accommodations
18 that enable their participation in State assess-
19 ments; and

20 (C) will take steps to improve State aca-
21 demic content standards and student academic
22 achievement standards consistent with section
23 6401(e)(1)(9)(A)(ii) of the America COM-
24 PETES Act.

1 (5) SUPPORTING STRUGGLING SCHOOLS.—The
2 State will ensure compliance with the requirements
3 of section 1116(a)(7)(C)(iv) and section
4 1116(a)(8)(B) of the ESEA with respect to schools
5 identified under such sections.

6 **SEC. 14006. STATE INCENTIVE GRANTS.**

7 (a) IN GENERAL.—

8 (1) RESERVATION.—From the total amount re-
9 served under section 14001(c) that is not used for
10 section 14007, the Secretary may reserve up to 1
11 percent for technical assistance to States to assist
12 them in meeting the objectives of paragraphs (2),
13 (3), (4), and (5) of section 14005(d).

14 (2) REMAINDER.—Of the remaining funds, the
15 Secretary shall, in fiscal year 2010, make grants to
16 States that have made significant progress in meet-
17 ing the objectives of paragraphs (2), (3), (4), and
18 (5) of section 14005(d).

19 (b) BASIS FOR GRANTS.—The Secretary shall deter-
20 mine which States receive grants under this section, and
21 the amount of those grants, on the basis of information
22 provided in State applications under section 14005 and
23 such other criteria as the Secretary determines appro-
24 priate, which may include a State's need for assistance

1 to help meet the objective of paragraphs (2), (3), (4), and
2 (5) of section 14005(d).

3 (c) SUBGRANTS TO LOCAL EDUCATIONAL AGEN-
4 CIES.—Each State receiving a grant under this section
5 shall use at least 50 percent of the grant to provide local
6 educational agencies in the State with subgrants based on
7 their relative shares of funding under part A of title I of
8 the ESEA (20 U.S.C. 6311 et seq.) for the most recent
9 year.

10 **SEC. 14007. INNOVATION FUND.**

11 (a) IN GENERAL.—

12 (1) ELIGIBLE ENTITIES.—For the purposes of
13 this section, the term “eligible entity” means—

14 (A) a local educational agency; or

15 (B) a partnership between a nonprofit or-
16 ganization and—

17 (i) one or more local educational agen-
18 cies; or

19 (ii) a consortium of schools.

20 (2) PROGRAM ESTABLISHED.—From the total
21 amount reserved under section 14001(c), the Sec-
22 retary may reserve up to \$650,000,000 to establish
23 an Innovation Fund, which shall consist of academic
24 achievement awards that recognize eligible entities

1 that meet the requirements described in subsection
2 (b).

3 (3) BASIS FOR AWARDS.—The Secretary shall
4 make awards to eligible entities that have made sig-
5 nificant gains in closing the achievement gap as de-
6 scribed in subsection (b)(1)—

7 (A) to allow such eligible entities to expand
8 their work and serve as models for best prac-
9 tices;

10 (B) to allow such eligible entities to work
11 in partnership with the private sector and the
12 philanthropic community; and

13 (C) to identify and document best practices
14 that can be shared, and taken to scale based on
15 demonstrated success.

16 (b) ELIGIBILITY.—To be eligible for such an award,
17 an eligible entity shall—

18 (1) have significantly closed the achievement
19 gaps between groups of students described in section
20 1111(b)(2) of the ESEA (20 U.S.C. 6311(b)(2));

21 (2) have exceeded the State's annual measur-
22 able objectives consistent with such section
23 1111(b)(2) for 2 or more consecutive years or have
24 demonstrated success in significantly increasing stu-
25 dent academic achievement for all groups of stu-

1 dents described in such section through another
2 measure, such as measures described in section
3 1111(c)(2) of the ESEA;

4 (3) have made significant improvement in other
5 areas, such as graduation rates or increased recruit-
6 ment and placement of high-quality teachers and
7 school leaders, as demonstrated with meaningful
8 data; and

9 (4) demonstrate that they have established
10 partnerships with the private sector, which may in-
11 clude philanthropic organizations, and that the pri-
12 vate sector will provide matching funds in order to
13 help bring results to scale.

14 (c) SPECIAL RULE.—In the case of an eligible entity
15 that includes a nonprofit organization, the eligible entity
16 shall be considered to have met the eligibility requirements
17 of paragraphs (1), (2), (3) of subsection (b) if such non-
18 profit organization has a record of meeting such require-
19 ments.

20 **SEC. 14008. STATE REPORTS.**

21 For each year of the program under this title, a State
22 receiving funds under this title shall submit a report to
23 the Secretary, at such time and in such manner as the
24 Secretary may require, that describes—

1 (1) the uses of funds provided under this title
2 within the State;

3 (2) how the State distributed the funds it re-
4 ceived under this title;

5 (3) the number of jobs that the Governor esti-
6 mates were saved or created with funds the State re-
7 ceived under this title;

8 (4) tax increases that the Governor estimates
9 were averted because of the availability of funds
10 from this title;

11 (5) the State's progress in reducing inequities
12 in the distribution of highly qualified teachers, in
13 implementing a State longitudinal data system, and
14 in developing and implementing valid and reliable
15 assessments for limited English proficient students
16 and children with disabilities;

17 (6) the tuition and fee increases for in-State
18 students imposed by public institutions of higher
19 education in the State during the period of avail-
20 ability of funds under this title, and a description of
21 any actions taken by the State to limit those in-
22 creases;

23 (7) the extent to which public institutions of
24 higher education maintained, increased, or decreased
25 enrollment of in-State students, including students

1 eligible for Pell Grants or other need-based financial
2 assistance; and

3 (8) a description of each modernization, renova-
4 tion and repair project funded, which shall include
5 the amounts awarded and project costs.

6 **SEC. 14009. EVALUATION.**

7 The Comptroller General of the United States shall
8 conduct evaluations of the programs under sections 14006
9 and 14007 which shall include, but not be limited to, the
10 criteria used for the awards made, the States selected for
11 awards, award amounts, how each State used the award
12 received, and the impact of this funding on the progress
13 made toward closing achievement gaps.

14 **SEC. 14010. SECRETARY'S REPORT TO CONGRESS.**

15 The Secretary shall submit a report to the Committee
16 on Education and Labor of the House of Representatives,
17 the Committee on Health, Education, Labor, and Pen-
18 sions of the Senate, and the Committees on Appropria-
19 tions of the House of Representatives and of the Senate,
20 not less than 6 months following the submission of State
21 reports, that evaluates the information provided in the
22 State reports under section 14008 and the information re-
23 quired by section 14005(b)(3) including State-by-State in-
24 formation.

1 **SEC. 14011. PROHIBITION ON PROVISION OF CERTAIN AS-**
2 **SISTANCE.**

3 No recipient of funds under this title shall use such
4 funds to provide financial assistance to students to attend
5 private elementary or secondary schools.

6 **SEC. 14012. FISCAL RELIEF.**

7 (a) IN GENERAL.—For the purpose of relieving fiscal
8 burdens on States and local educational agencies that have
9 experienced a precipitous decline in financial resources,
10 the Secretary of Education may waive or modify any re-
11 quirement of this title relating to maintaining fiscal effort.

12 (b) DURATION.—A waiver or modification under this
13 section shall be for any of fiscal year 2009, fiscal year
14 2010, or fiscal year 2011, as determined by the Secretary.

15 (c) CRITERIA.—The Secretary shall not grant a waiv-
16 er or modification under this section unless the Secretary
17 determines that the State or local educational agency re-
18 ceiving such waiver or modification will not provide for
19 elementary and secondary education, for the fiscal year
20 under consideration, a smaller percentage of the total rev-
21 enues available to the State or local education agency than
22 the amount provided for such purpose in the preceding
23 fiscal year.

24 (d) MAINTENANCE OF EFFORT.—Upon prior ap-
25 proval from the Secretary, a State or local educational
26 agency that receives funds under this title may treat any

(a)

1 portion of such funds that is used for elementary, sec-
2 ondary, or postsecondary education as non-Federal funds
3 for the purpose of any requirement to maintain fiscal ef-
4 fort under any other program, including part C of the In-
5 dividuals with Disabilities Education Act (20 U.S.C. 1431
6 et seq.), administered by the Secretary.

7 (e) SUBSEQUENT LEVEL OF EFFORT.—Notwith-
8 standing (d), the level of effort required by a State or local
9 educational agency for the following fiscal year shall not
10 be reduced.

11 **SEC. 14013. DEFINITIONS.**

12 Except as otherwise provided in this title, as used in
13 this title—

14 (1) the terms “elementary education” and “sec-
15 ondary education” have the meaning given such
16 terms under State law;

17 (2) the term “high-need local educational agen-
18 cy” means a local educational agency—

19 (A) that serves not fewer than 10,000 chil-
20 dren from families with incomes below the pov-
21 erty line; or

22 (B) for which not less than 20 percent of
23 the children served by the agency are from fam-
24 ilies with incomes below the poverty line;

1 (3) the term "institution of higher education"
2 has the meaning given such term in section 101 of
3 the Higher Education Act of 1965 (20 U.S.C.
4 1001);

5 (4) the term "Secretary" means the Secretary
6 of Education;

7 (5) the term "State" means each of the 50
8 States, the District of Columbia, and the Common-
9 wealth of Puerto Rico; and

10 (6) any other term used that is defined in sec-
11 tion 9101 of the ESEA (20 U.S.C. 7801) shall have
12 the meaning given the term in such section.

1 **TITLE XV—ACCOUNTABILITY**
2 **AND TRANSPARENCY**

3 **SEC. 1501. DEFINITIONS.**

4 In this title:

5 (1) AGENCY.—The term “agency” has the
6 meaning given under section 551 of title 5, United
7 States Code.

8 (2) BOARD.—The term “Board” means the Re-
9 covery Accountability and Transparency Board es-
10 tablished in section 1521.

11 (3) CHAIRPERSON.—The term “Chairperson”
12 means the Chairperson of the Board.

13 (4) COVERED FUNDS.—The term “covered
14 funds” means any funds that are expended or obli-
15 gated from appropriations made under this Act.

16 (5) PANEL.—The term “Panel” means the Re-
17 covery Independent Advisory Panel established in
18 section 1541.

19 **Subtitle A—Transparency and**
20 **Oversight Requirements**

21 **SEC. 1511. CERTIFICATIONS.**

22 With respect to covered funds made available to State
23 or local governments for infrastructure investments, the
24 Governor, mayor, or other chief executive, as appropriate,
25 shall certify that the infrastructure investment has re-

Preliminary Conference Agreement Stimulus Allocations
(in thousands)
2/12/09

State	Federal Stimulus			Medicaid			Highways & Bridges			Transport Capital Grants			Rail Modernization (Fixed Outlay)		
	House	Senate	Conference*	House	Senate	Conference	House	Senate	Conference	House	Senate	Conference	House	Senate	Conference
Alabama	\$368,087	\$472,086	\$608,590	\$374,711	\$0	\$132,161	\$216,139	\$813,848	\$883,000	\$0	\$0	\$0	\$59,666	\$310,890	\$348,010
Alaska	92,816	73,741	95,120	59,344	20,500	0	20,500	246,544	220,000	0	0	0	238,532	62,240	220,258
Arizona	793,689	653,974	843,499	507,441	0	178,735	1,885,990	1,580,000	1,580,000	0	0	0	48,450	112,251	112,251
Arkansas	356,960	358,960	480,134	358,960	0	80,944	571,226	727,728	730,000	0	0	0	370,303	360,744	357,960
California	4,791,428	3,862,096	4,981,366	3,065,372	0	1,080,437	1,105,212	799,900	1,230,000	0	0	0	2,786,972	2,554,568	2,703,960
Colorado	438,098	438,098	438,098	438,098	0	136,194	892,421	799,900	880,000	0	0	0	412,851	425,788	399,089
Connecticut	107,442	87,254	107,442	87,254	0	98,790	1,145,405	1,098,186	1,320,000	0	0	0	391,354	243,538	378,099
Delaware	72,059	57,907	72,059	57,907	0	24,228	311,757	280,167	320,000	0	0	0	124,532	132,440	120,311
D.C.	2,163,548	1,750,825	2,258,446	1,383,232	0	487,256	4,144,166	4,009,741	4,390,000	0	0	0	1,461,783	1,342,640	1,410,037
Florida	1,219,794	995,263	1,283,802	779,868	0	275,561	1,693,699	1,639,992	1,730,000	0	0	0	1,045,903	897,639	1,013,039
Georgia	156,239	156,239	160,860	99,891	0	45,522	323,310	313,548	360,000	0	0	0	6,712	22,573	22,573
Hawaii	154,679	154,679	125,539	125,539	0	43,925	278,190	283,539	300,000	0	0	0	1,001,676	164,198	209,354
Idaho	148,191	139,137	125,539	125,539	0	373,259	3,005,298	2,900,000	2,900,000	0	0	0	1,001,676	945,433	968,286
Illinois	810,835	652,626	841,830	518,403	0	182,842	1,268,793	1,298,119	1,444,000	0	0	0	746,339	627,201	721,462
Iowa	381,612	306,156	394,415	242,982	0	86,635	452,821	387,487	550,000	0	0	0	353,045	399,443	341,277
Kansas	360,661	290,631	374,888	230,587	0	81,238	355,816	433,560	450,000	0	0	0	317,232	369,424	306,588
Kentucky	525,727	421,911	544,219	336,121	0	118,550	911,212	993,929	1,030,000	0	0	0	470,640	432,663	454,961
Louisiana	576,411	455,405	587,432	368,525	0	159,608	446,900	442,381	470,000	0	0	0	138,665	133,323	134,043
Maine	157,907	125,690	162,129	100,957	0	27,034	1,489,037	1,471,931	1,600,000	0	0	0	177,586	201,570	210,478
Maryland	170,103	170,103	176,209	424,001	0	160,127	1,264,011	1,336,973	1,630,000	0	0	0	417,633	561,776	461,712
Massachusetts	802,077	643,800	756,209	515,203	0	160,627	2,583,166	2,534,436	2,550,000	0	0	0	506,364	408,468	489,468
Michigan	1,359,740	1,359,740	1,332,324	421,510	0	29,520	2,512,131	2,143,973	2,270,000	0	0	0	875,167	884,824	848,995
Minnesota	388,698	310,430	400,428	248,454	0	148,668	1,900,911	1,774,649	2,010,000	0	0	0	477,633	561,776	461,712
Mississippi	742,393	596,625	769,594	474,645	0	167,408	1,489,037	1,471,931	1,600,000	0	0	0	353,025	382,311	341,238
Missouri	119,885	96,183	124,668	74,647	0	27,034	1,489,037	1,471,931	1,600,000	0	0	0	688,320	638,286	665,376
Montana	220,238	185,397	239,710	127,230	0	51,063	228,580	312,555	310,000	0	0	0	277,453	168,266	222,584
Nebraska	310,554	256,176	330,445	198,806	0	70,119	419,082	414,613	450,000	0	0	0	230,361	257,510	221,478
New Hampshire	162,971	130,400	168,410	104,195	0	26,720	197,259	214,348	250,000	0	0	0	132,436	152,416	131,882
New Jersey	1,075,387	804,213	1,112,460	681,671	0	262,253	2,478,254	2,319,944	2,500,000	0	0	0	1,259,267	877,948	1,129,149
New Mexico	2,435,031	1,992,157	2,518,111	1,556,825	0	57,674	467,364	461,044	630,000	0	0	0	281,159	245,711	271,787
New York	2,555,033	2,033,033	2,518,111	1,556,825	0	549,095	12,466,898	11,502,462	12,650,000	0	0	0	1,354,887	992,306	1,305,724
North Carolina	1,121,422	916,057	1,181,633	716,674	0	232,978	2,405,888	2,243,362	2,350,000	0	0	0	802,259	729,307	775,517
North Dakota	84,742	67,913	87,602	54,180	0	19,109	76,116	111,430	110,000	0	0	0	184,698	160,775	180,015
Ohio	1,454,866	1,161,292	1,497,565	910,160	0	338,069	2,858,156	2,766,526	3,010,000	0	0	0	1,036,087	914,599	1,001,550
Oklahoma	464,661	374,354	482,485	297,079	0	104,710	718,843	839,887	960,000	0	0	0	464,228	499,512	444,754
Oregon	455,764	368,668	475,549	291,390	0	102,714	3,843,136	3,686,999	4,070,000	0	0	0	346,532	344,745	337,707
Pennsylvania	1,542,132	1,236,992	1,595,511	985,954	0	347,748	3,843,136	3,686,999	4,070,000	0	0	0	1,259,267	877,948	1,129,149
Rhode Island	124,567	107,886	128,419	80,625	0	30,545	307,785	303,517	360,000	0	0	0	497,859	482,315	465,864
South Carolina	327,827	264,844	328,419	206,386	0	12,499	802,195	802,217	860,000	0	0	0	198,689	182,487	192,066
South Dakota	102,478	61,105	790,852	484,084	0	21,108	1,594,334	1,538,076	1,620,000	0	0	0	613,114	578,765	592,676
Tennessee	757,156	611,105	790,852	484,084	0	706,963	5,313,563	5,450,230	5,450,000	0	0	0	2,420,703	2,263,163	2,340,013
Texas	3,135,121	2,563,170	3,306,455	2,004,421	0	84,931	252,967	348,974	370,000	0	0	0	2,420,703	2,263,163	2,340,013
Utah	376,640	397,928	397,928	240,802	0	17,385	232,204	1,271,315	280,000	0	0	0	129,533	132,440	123,215
Vermont	77,098	61,254	1,004,634	617,964	0	217,957	1,303,819	1,271,315	1,470,000	0	0	0	74,537	699,809	720,685
Washington	966,558	802,629	835,170	511,197	0	180,991	3,474,042	4,171,323	4,260,000	0	0	0	528,547	495,078	511,896
West Virginia	216,407	172,983	223,575	138,359	0	48,799	471,323	471,323	480,000	0	0	0	528,547	495,078	511,896
Wisconsin	708,440	588,448	753,248	452,626	0	159,608	81,185	106,527	110,000	0	0	0	528,547	495,078	511,896
Wyoming	420,522	316,487	420,522	316,487	0	118,679	144,120	99,982	145,000	0	0	0	107,232	112,440	104,199
Puerto Rico	525,269	420,522	525,269	316,487	0	118,679	144,120	99,982	145,000	0	0	0	107,232	112,440	104,199
American Samoa	60,238	48,750	62,883	38,513	0	13,383	4,155	2,733	NA	0	0	0	19,340	0	0
Guam	60,238	48,750	62,883	38,513	0	13,383	4,155	2,733	NA	0	0	0	19,340	0	0
Mariana Islands	60,238	48,750	62,883	38,513	0	13,383	4,155	2,733	NA	0	0	0	19,340	0	0
Virgin Islands	60,238	48,750	62,883	38,513	0	13,383	4,155	2,733	NA	0	0	0	19,340	0	0
TOTAL	\$39,824,738	\$31,475,800	\$46,680,000	\$24,950,242	\$0	\$8,380,000	\$82,933,585	\$79,045,767	\$87,135,480	\$0	\$1,000,000	\$0	\$29,350,000	\$26,355,560	\$28,371,667

* Includes funding for school modernization. FRIS total does not reflect \$5 billion in state incentive grants.
Copyright © 2009 FRIS. Federal Funds Information for States. All rights reserved.

Living Water SRF	Clean Water SRF			Wastewater			Hazardous Waste			Emergency Food & Shelter			Community Assistance/TEFAP			LIHEAP			Emergency Housing BS			Total
	Seniors	Confidence	House	Seniors	Confidence	House	Seniors	Confidence	House	Seniors	Confidence	House	Seniors	Confidence	House	Seniors	Confidence	House	Seniors	Confidence	House	
191,651	191,651	\$19,651	\$64,908	\$44,502	\$83,683	\$45,929	\$67,486	\$53,297	\$8,820	NA	\$2,235	\$1,117	\$1,117	\$1,385	\$1,385	\$4,354	\$0	\$0	\$0	\$0	\$0	\$2,344
19,651	19,651	34,741	23,819	11,144	27,836	4,360	25,516	4,360	NA	510	255	255	1,927	1,927	4,040	0	0	0	0	0	0	NA
55,768	55,768	39,207	26,881	57,555	37,999	45,012	35,012	6,377	NA	510	255	255	1,927	1,927	4,040	0	0	0	0	0	0	NA
24,675	24,675	37,373	26,881	20,377	20,377	48,377	6,377	6,377	NA	2,013	1,007	1,007	1,927	1,927	4,040	0	0	0	0	0	0	NA
34,613	34,613	22,538	20,377	32,538	110,132	181,738	222,208	35,984	NA	26,353	13,177	13,177	11,840	11,840	44,819	0	0	0	0	0	0	NA
19,651	19,651	31,635	31,635	22,876	47,968	90,094	53,002	7,006	NA	2,611	1,305	1,305	1,353	1,353	13,353	0	0	0	0	0	0	NA
19,651	19,651	71,113	48,736	78,365	37,929	65,520	50,540	6,361	NA	2,249	1,125	1,125	887	887	20,386	0	0	0	0	0	0	NA
19,651	19,651	28,497	19,651	16,031	8,167	12,928	23,164	3,885	NA	420	210	210	227	227	27,706	0	0	0	0	0	0	NA
19,651	19,651	28,497	19,651	17,165	4,947	13,843	21,888	3,448	NA	564	282	282	260	260	14,166	0	0	0	0	0	0	NA
88,754	88,754	195,942	134,941	138,144	107,689	114,407	17,096	19,988	NA	8,524	4,262	4,262	3,548	3,548	13,353	0	0	0	0	0	0	NA
35,198	35,198	98,146	67,290	87,290	121,327	121,327	121,327	121,327	NA	8,524	4,262	4,262	3,548	3,548	13,353	0	0	0	0	0	0	NA
19,651	19,651	98,146	67,290	87,290	121,327	121,327	121,327	121,327	NA	8,524	4,262	4,262	3,548	3,548	13,353	0	0	0	0	0	0	NA
19,651	19,651	98,146	67,290	87,290	121,327	121,327	121,327	121,327	NA	8,524	4,262	4,262	3,548	3,548	13,353	0	0	0	0	0	0	NA
80,153	80,153	262,532	199,953	43,788	18,272	26,884	4,134	4,134	NA	537	269	269	306	306	10,030	0	0	0	0	0	0	NA
27,422	27,422	139,895	95,914	163,409	78,637	131,782	82,154	11,157	NA	8,406	4,203	4,203	2,003	2,003	1,975	0	0	0	0	0	0	NA
24,481	24,481	78,563	53,864	116,180	48,613	93,694	48,391	6,391	NA	1,277	639	639	776	776	776	0	0	0	0	0	0	NA
19,651	19,651	52,356	35,924	69,425	33,703	55,988	43,483	6,140	NA	1,578	789	789	1,426	1,426	18,106	0	0	0	0	0	0	NA
20,608	20,608	50,653	30,653	114,905	62,928	55,652	8,161	8,161	NA	1,578	789	789	1,426	1,426	18,106	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	2,177	1,189	1,189	1,630	1,630	8,541	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA	916	458	458	426	426	13,207	0	0	0	0	0	0	NA
27,839	27,839	61,812	47,043	70,311	25,326	61,386	30,820	4,440	NA													

[illegible]

[illegible]

[illegible]